

Amendment No. 1 to SB1985

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 1985**

**House Bill No. 1087\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, Part 23, is amended by adding the following as a new, appropriately designated section:

**56-7-2369.**

(a) A contract or policy of an insurer that provides health insurance coverage or benefits for cancer chemotherapy treatment must provide coverage for a prescribed, orally administered anticancer medication used to kill or slow the growth of cancerous cells on a basis no less favorable than what the health benefit plan requires for intravenously administered or injected cancer medications that are covered as medical benefits.

(b) A health insurer does not achieve compliance with this section by imposing an increase in any co-payment, deductible or coinsurance amount for an intravenously administered, orally administered or injected cancer chemotherapy agent covered under the health plan on the effective date of this act. If orally administered anticancer medication is authorized, the cost to covered individuals may not exceed the coinsurance or copayment that would be applied to a chemotherapy or other cancer treatment visit.

(c) Nothing in this section shall be interpreted to prohibit a health plan from requiring prior authorization or imposing other appropriate utilization controls in approving coverage for any chemotherapy.

(d) Nothing in this section shall apply to the TennCare program.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it, and it shall apply to policies or contracts entered into or renewed on and after that date.